



THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC UTILITIES

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October 27, 2016

Via First Class Mail

Adam Vaccaro
MuckRock News
DEPT MR 28000
411A Highland Avenue
Somerville, Massachusetts 02144

RE: Public Records Request

Dear Mr. Vaccaro:

The Massachusetts Department of Public Utilities ("Department") has received your public records request dated August 31, 2016, seeking records relating to any email correspondence with an address ending in @lyft.com or @uber.com. On September 6, 2016 and October 6, 2016, I sent you letters stating that the Department was compiling responsive email correspondence and would provide you an update on or before November 6, 2016. After a reasonable search, the Department has located email correspondence responsive to your request that is in the Department's possession and is enclosing this correspondence on a CD-ROM.

Please note that G.L. c. 4, § 7(26)(c) exempts from the definition of public records "personnel and medical files or information or any other materials or data relating to a specifically named individual, the disclosure of which may constitute an unwarranted invasion of personal privacy." Accordingly, the Department has redacted certain personal information such as cell phone numbers of Transportation Network Company staff and conference call numbers and codes prior to producing the records in response to your request.

Department staff has spent more than 10 hours compiling and reviewing documents related to this request. In the particular circumstances of this matter, pursuant to your request for a fee waiver and along with your supporting indication that your request will not result in commercial gain and would benefit the public interest, the Department is waiving its right to recover the costs of compiling this information. However, in the future the Department may charge for any subsequent, time intensive requests based in accordance with governing law and policy. See 950 C.M.R. § 32.06 and Governor Charles D. Baker's public records best practices policy (record custodian permitted to charge up to \$25.00 per hour for every hour of actual work preparing documents in excess of four hours). Therefore, compiling records in response to a similar request in the future may result in costs under the Governor's policy in excess of \$150.00.

Any person denied access to public records may appeal to the Supervisor of Public Records within ninety (90) days. Such appeal shall be in writing, and shall include a copy of the letter by which the request was made and, if available, a copy of the letter by which the custodian responded. The Supervisor shall accept an appeal only from a person who had made his or her record request in writing. G.L. c. 66, § 10(b); 950 C.M.R. § 32.00.

If you have any questions or require further information, please contact Peter Lorenz, Director of Communications & Public Affairs at the Executive Office of Energy and Environmental Affairs at 617-626-1106.

Sincerely,

/s/

Ryan M. Hawkins, Esq.
Legal Division

Enc.